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Andrea J. Cabral
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Commissioner

Minutes of DPS Elevator Examiners May 1, 2013

Time: 10:00 am

Location: 365 East Street, Tewksbury, MA/Conference Room

Meeting of the Board of Elevator Examiners

This meeting was held in accordance with G. L. c. 30A, the Open Meeting Law

The meeting was called to order by Patrick Coyle and members were announced.

Attendees: Patrick Coyle, Chairman
George Ramian, Member/Elevator Supervisor
Lenny Chase, Member/Elevator Supervisor

Paul Keyes, Member/Elevator Supervisor
George Dahlquist, Member/Supervisor (Recused)
Ed Sandell, Member/Supervisor (Recused)
Pam Hodge, Clerk of record

Also in Attendance:

Kevin McElandy, Counsel for Otis Elevator Co.
Deirdre Hosler, DPS Counsel
Irma Widomski, Court Reporter
Beth McLaughlin, B. E. E. Counsel

Mark Keeley, Otis Elevator Co.
Edward McCretton, Otis Elevator Co.
David Morgan, I. U. E. C Local #4
Walter Zalenski, DPS Chief of Elevator
Division

John Caughey, Otis Elevator Co.

The meeting was convened and the first order of business was an administrative hearing to determine whether administrative action on licenses held by individuals was appropriate: John Caughey Lic. # 5255, Mark Keeley Lic. # 5083 and Edward McCretton Lic. # 5286. The chair opened the hearing and introduced for the record the following exhibits: Exhibits 1A, 1B and 1C are respectively, the hearing notice to Mr. Caughey dated December 19, 2012, Amended hearing notice to Mr. Caughey dated February 20, 2013 with attached reports, and notice of continuance to Mr. Caughey dated April 25, 2013.

Exhibits 2A, 2B and 2C are respectively, the hearing notice to Mr. Keeley dated December 19, 2012, Amended hearing notice to Mr. Keeley dated February 20, 2013 with attached reports, and notice of continuance to Mr. Keeley dated April 25, 2013.

Exhibits 3A, 3B and 3C are respectively, the hearing notice to Mr. McCretton dated December 19, 2012, Amended hearing notice to Mr. McCretton dated February 20, 2013 with attached reports, and notice of continuance to Mr. McCretton dated April 25, 2013.

Exhibits 4, 5, and 6 are, respectively, a copy of Mr. Caughey's license #5255, Mr. Keeley's license #5083, and Mr. McCretton's license #5286.

Exhibit 7 is the March 16, 2013 Elevator Incident Report of Mary Beth Dewalt.

Exhibit 8 is the March 16, 2013 Elevator Incident Report of Edward N. Sandell.

Exhibit 9 is the Application for Permit for Elevator Construction, Installation, Material Change, Modernization, Alteration or Decommission with attachments pertaining to 11 Fan Pier Blvd., Boston, MA.

Exhibit 10 is the Application for Permit for Elevator Construction, Installation, Material Change, Modernization, Alteration or Decommission with attachments pertaining to 50 Northern Avenue, Boston, MA.

Exhibit 11 is the Application for Permit for Elevator Construction, Installation, Material Change, Modernization, Alteration or Decommission with attachments pertaining to 157 Berkley Street, Boston, MA.

DPS Counsel entered exhibit 12, 524 C. M. R. Regulations 1.03 as related to March 16 report. Defending Counsel has no objections.

The witnesses were sworn in and the following witnesses testified for the Department and were cross examined:
Supervisor Sandell
Supervisor Dahlquist

The following witnesses testified for the defense and were cross examined:
John Caughey, Mark Keeley, Edward McCretton.
The Board took the matter under advisement.

A copy of the Hearing Decision is attached and incorporated herein.

Second part of agenda: There was a discussion as to whether an individual may use time when he works in New Hampshire working under a Massachusetts licensed mechanic towards his prerequisites for sitting for a MA license. The Board voted unanimously that these hours would count.

Chair took a roll call to go into executive session all in favor, Paul Keyes I, George Ramian I, Lenny Chase I, unanimous (4 – 0).

The Board asked Legal counsel to prepare the decision for their review and signatures.

A motion to adjourn was made by Paul Keyes and George Ramian second, all in favor, unanimous.

Adjourned: 1:10
Hodge/Clerk of Record

Prepared by Pam